

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,
Plaintiff,

v.

LINDA LIVOLSI, aka Linda Grogg,
Defendant.

2:10-cr-0578-PMP-RJJ

**ORDER TO CONTINUE and
FINDINGS OF FACT & CONCLUSIONS
OF LAW**

FINDINGS OF FACT

Based on the pending stipulation of counsel, and good cause appearing therefore, the Court hereby finds that:

1. The Parties need additional time to prepare for trial in the case including conducting legal research. The Parties also need additional time to continue exploring full resolution of the matter without going to trial.

2. Counsel for the United States has a long planned holiday out of the country that coincides with the trial date.

3. The parties agree to the continuance.

4. This is the third request for a continuance of the trial date, albeit the first by the United States.

5. Defendant is not in custody and does not object to a continuance of the trial date.

6. Denial of this request for a continuance could result in a miscarriage of justice.

7. The additional time requested by this stipulation is excludable in computing the time

1 within which the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. §§
2 3161(h)(7)(A), when considering the factors under 18 U.S.C. §§ 3161(h)(7)(B)(i) and
3 3161(h)(7)(B)(iv).

4 **CONCLUSIONS OF LAW**

5 1. For all of the above-stated reasons, the ends of justice would best be served by a
6 continuance of the trial date.

7 2. The additional time requested by this stipulation is excludable in computing the time
8 within which the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C.
9 §§3161(h)(7)(A), when considering the factors under 18 U.S.C. §§3161(h)(7)(B)(i) and
10 3161(h)(7)(B)(iv).

11 **ORDER**

12 **IT IS THEREFORE ORDERED** that the calendar call presently scheduled for August 23,
13 2011, at 9:00 am setting be vacated, continued and reset for October 12, 2011,
14 at the hour of 9:00 AM in Courtroom 7C.

15 **IT IS FURTHER ORDERED** that the trial currently scheduled for August 30, 2011, at 9:00
16 a.m. is vacated, and that Defendant and counsel are advised that they must be present at calendar call
17 on October 18, 2011, at the hour of 9:00 a.m., in Courtroom 7C

18 DATED this 16th day of August, 2011.

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21 UNITED STATES DISTRICT JUDGE